

GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

Public Services – Andhra Pradesh State Civil Supplies Corporation Ltd., - Sri R.Keshav Kumar, Assistant Gr-III, O/o the Dist. Manager, Andhra Pradesh State Civil Supplies Corporation Limited,, Mahaboobnagar – Convicted by the ACB Spl.Court - Dismissed from service – Conviction set aside by the Hon’ble High Court of Andhra Pradesh. – Reinstatement into service – Orders – Issued.

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CONSUMER AFFIARS, FOOD & CIVIL SUPPLIES (VS) DEPARTMENT

G.O.MS .NO. 34

Dated:09-11-2011.

Read the following:-

1. From the Vice Chairman & Managing Director, A.P.State Civil Supplies Corporation Ltd., Hyderabad,. Proceedings No.P.Admn.A4/2481/01, dt.14.7.2010
2. From the DG, ACB, Hyd. Ir.Rc.No.115/RCT-HMR/1997-S3, dt.17.7.2010.
3. Govt.Memo.No.755/VS/2010-2, dt.8.11.2010, of CAF & CS(VS) Dept.
- 4 .From the DG, ACB, Hyd. Ir.Rc.No.115/RCT-HMR/1997, dt.27.6.2011.
5. Rept. of Sri R.Keshav Kumar, Asst.(Gr.II), APSCSCL. Hyd. dt.3.11.2010.

ORDER;

In the Proceedings 1st read above, the Vice Chairman & Managing Director, Andhra Pradesh State Civil Supplies Corporation Limited, Hyderabad has informed that a case has been registered against Sri R.Keshav Kumar, Asst. Gr.III, APSCSL, Mahaboobnagar on 12-08-1997 in Cr. No. 13/ACB-PR/97 under Sections 7 and 11 of the Prevention of Corruption ACT 1988 for demanding and accepting illegal gratification of Rs. 8000/- from transport contractor for issue of No Dues certificate. Based on the report of the Director General, Anti Corruption Bureau, the Accused Officer was placed under suspension on 18-08-1997. He has also stated that the DG, ACB, in his report dated 9-1-2003 has informed that the Addl.Spl.Judge for SPE & ACB Cases, Hyderabad pronounced judgment on 30.12.2002 in CC No.7/98 finding the accused Sri R.Keshav Kumar, Asst. Gr.III (under suspension) guilty and convicted him. The accused was sentenced to undergo rigorous imprisonment for two years and to pay a fine of Rs.1000/- under each count and in default of payment of fine to suffer simple imprisonment for three months and both sentences were ordered to run con-currently. Based on the report of the Director General, Anti Corruption Bureau, Hyderabad and judgment pronounced by the Addl,Spl.Judge for SPE & ACB Cases, Hyderabad and in terms of Rule 24 (e) and (q) of Andhra Pradesh State Civil Supplies Corporation Limited, Employees Conduct, Discipline & Appeals Regulations, the Accused was dismissed from service vide Prcdgs.No.P.Admn.A4/2681/01, dt.16.1.2003 of Andhra Pradesh State Civil Supplies Corporation Limited.

2. In the letter 2nd read above, the Director General, Anti Corruption Bureau, Hyderabad has informed that the Hon'ble High Court of A.P. in its judgment dt.19.3.2010 in CrI.Appeal No.75 of 2003 in CC No.7/98 has set aside the conviction and sentence passed against the Accused Officer, Sri R.Keshav Kumar, .Asst.(Gr.III), O/o. the District Manager, Andhra Pradesh State Civil Supplies Corporation Limited,, in the ACB Court judgment dt.30.12.2002 in CC No.7/98. It is also ordered that the fine amount if any paid by the accused shall be returned to him.

3. In the Memo. 3rd read above, the Government have requested Director General, Anti Corruption Bureau, Hyderabad to file SLP before the Supreme Court against the judgment of the High Court in Criminal Appeal No.75/2003 dt.19.3.2010.

4. In the letter 4th read above, the Director General, Anti Corruption Bureau, Hyderabad has stated that the Special Officer, O/o. the Advocates-on-Records for A.P.State, New Delhi has informed that the SLP (Cr.MP.No.1984/2011) filed by the Government in the Supreme Court of India against the judgment dt.19.3.2010 in CrI.Appeal No.75/2003 was dismissed by the Hon'ble Supreme Court of India on dt.7.2.2011.

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5. In the reference 5th read above, Sri R.Keshav Kumar, has submitted a representation to reinstate him into service as per the Hon'ble High Court judgment dt.19.3.2010.

6. After careful examination of the case, Government have decided to allow the representation of Sri R.Keshav Kumar for reinstatement into service and accordingly hereby order that Sri R.Keshav Kumar shall be reinstated into service as Assistant Grade-III in the O/o. the District Manager, Andhra Pradesh State Civil Supplies Corporation Limited, Mahaboobnagar.

7. The Vice Chairman & Managing Director, Andhra Pradesh State Civil Supplies Corporation Limited, Hyderabad shall take necessary further action accordingly in the matter.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

HARPREET SINGH,
E.O.SECRETARY TO GOVERNMENT

To
The Vice Chairman and Managing Director,
Andhra Pradesh State Civil Supplies Corporation Limited, Hyd..
Sri R.Keshav Kumar,
No.8-4-372/78, Saibabanagar,
Site-III, Near Pochamma Temple, Borabanda,
Hyderabad- 500 018.(through the Vice Chairman & Managing Director,
Andhra Pradesh State Civil Supplies Corporation Limited, Hyderabad.

Copy to: The Director General, Anti Corruption Bureau, Hyderabad.

Copy to : The PS to the Hon'ble Min.(FCS).

//FORWARDED BY ORDER//

SECTION OFFICER.